



BEIJING
CENTURY CITY
HONG KONG
LONDON
LOS ANGELES
NEWPORT BEACH

O'MELVENY & MYERS LLP

Irvine Spectrum
114 Pacifica, Suite 100
Irvine, California 92618-3315

TELEPHONE (949) 737-2900
FACSIMILE (949) 737-2300
www.omm.com

NEW YORK
SAN FRANCISCO
SHANGHAI
SILICON VALLEY
TOKYO
WASHINGTON, D.C.

April 12, 2005

Gerry S. Gressel
ETHICON ENDO-SURGERY, INC.
Johnson & Johnson Law Department
4545 Creek Road
Cincinnati, OH 45242-2803

OUR FILE NUMBER
032,290-109

WRITER'S DIRECT DIAL
(949) 737-2924

WRITER'S E-MAIL ADDRESS
dkwong@omm.com

Re: **ETHICON ENDO-SURGERY, INC.**
U.S. Application Serial No. 09/954,646
For: Method and Devices for Defining and Marking Tissue
Your Reference: END 777
Our Reference: 032,290-109

Dear Gerry:

Enclosed for your files is copy of our Request for Continued Examination (RCE) as filed with the Patent Office today with respect to the above-referenced application. Included with this filing is an Information Disclosure Statement with copies of International Search Reports from applications that are commonly owned from the Artemis and Vivant Families. We will keep you updated as matters progress.

Sincerely,

Diane K. Wong
for O'MELVENY & MYERS LLP

DKW/cp
Enclosures



Applicant: FOERSTER et al.

Attorney: DKW/cp

Serial No.: 09/954,646

Docket No.: 032,290-109

For: METHODS AND DEVICES FOR DEFINING AND MARKING TISSUE

Please acknowledge receipt of the following by affixing hereon the Patent and Trademark Office date stamp and returning this card to our office.

Enclosures:

1. Request for Continued Examination (RCE) Transmittal (in duplicate)
2. Amendment and Response under 37 C.F.R. §1.116
3. Information Disclosure Statement (with copies of int'l search reports)
4. Form SB/08a without copies of cited references
5. Receipt verification postcard

Date of Deposit: April 12, 2005
First Class mail

IR1:1064130.1